

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, MAY 16, 1983

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Cleator at 2:10 p.m. The meeting was recessed by Deputy Mayor Cleator at 2:13 p.m. into Closed Session in the twelfth floor conference room on meet and confer matters. The meeting was reconvened by Deputy Mayor Cleator at 3:00 p.m. with Council Member Struiksma not present. The meeting was recessed by Deputy Mayor Cleator at 5:48 p.m. into Closed Session in the twelfth floor conference room on meet and confer matters. The meeting was reconvened by Deputy Mayor Cleator at 6:04 p.m. with Council Members Jones and Struiksma not present. Deputy Mayor Cleator adjourned the meeting at 6:31 p.m.

Deputy City Manager Sue Williams reported on the status of negotiations with the employee organizations on wages for Fiscal Year 1984.

ATTENDANCE DURING THE MEETING:

- (M) Mayor-vacant.
- (1) Council Member Mitchell-present.
- (2) Council Member Cleator-present.
- (3) Council Member McColl-present.
- (4) Council Member Jones-present.
- (5) Council Member Struiksma-excused by R-258472
(City business).
- (6) Council Member Gotch-present.
- (7) Council Member Murphy-present.
- (8) Council Member Martinez-present.
Clerk-Abdelnour (bb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor-vacant.

Council Member Mitchell-present.

Council Member Cleator-present.

Council Member McColl-present.

Council Member Jones- present.

Council Member Struiksma-not present.

Council Member Gotch- present.

Council Member Murphy-present.
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Father Richard C. Lief of St.
David's Episcopal Church of San Diego
FILE LOCATION:
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Jones.
FILE LOCATION:
MINUTES

ITEM-30: REQUEST GRANTED TO HEAR APPEAL

Matter of the request of Genstar Development, Inc. by Bruce
H. Warren for a hearing of an appeal from the decision of the
Planning Commission in denying Planned Commercial Development
Permit PCD-82-0544 which proposes a mixed visitor/commercial
/office/residential development on approximately 46 acres,
located at the southwest corner of La Jolla Village and
McKellar Drives, in the University Community Plan area, in the
R-1-5 (proposed CO) Zone. The subject property is more
particularly described as Parcels 1, 2 and 3, Parcel Map
PM-11037.

(PCD-82-0544. District-1.)

Today's action is a motion granting or denying the request
for a hearing of the appeal.

FILE LOCATION:

PERM PCD-82-0544

COUNCIL ACTION: (Tape location: A103-172).

MOTION BY MITCHELL TO GRANT REQUEST TO HEAR APPEAL ON JUNE 14,
1983, AT 2:00 P.M. TIME CERTAIN. Second by Martinez. Passed by the
following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea,
Struiksmma-not present, Gotch- yea, Murphy-yea, Martinez-yea,
Mayor-vacant.

ITEM-31: REQUEST GRANTED TO HEAR APPEAL

Matter of the request of Buena Vista Gardens Tenants, by
William Hatcher, Hans Jovishoff, Tecolote Canyon Citizens'
Advisory Committee, by M. Eloise Battle, Patricia Stacy and

Clairemont Mesa Development Committee, Inc. by Anita Stroman for a hearing of an appeal from the decision of the Planning Commission in approving Planned Residential Development PRD-82-0102 which proposes the Villamar development project.

The project includes the construction of 2,287 dwelling units and would require the removal of the existing Buena Vista Gardens apartments, containing 1,023 dwelling units on a 56-acre site in the R- 3 Zone in the Clairemont Mesa Community Plan Area. The subject property is located on the east side of Clairemont Drive between Dakota Drive and Iroquois Avenue, adjacent to the Tecolote Canyon Park and is more particularly described as Clairemont Garden Map-2947 and Parcel Map PM-768.

The project includes a tentative map for 62 lots, an amendment to the Clairemont Mesa Community Plan and the vacation of several public streets, including Cowley Way between Dakota Drive and Iroquois Avenue, all of Knapp Street, Waco Street between Dakota Drive and Cowley Way, portions of Calle Neil and all alleys within the subdivision boundary.

(PRD-82-0102. District-6.)

Today's action is a motion granting or denying the request for a hearing of the appeal.

FILE LOCATION:

PERM PRD-82-0102

COUNCIL ACTION: (Tape location: A173-275).

MOTION BY GOTCH TO GRANT REQUEST TO HEAR APPEAL ON JUNE 28, 1983,

AT 2:00 P.M. TIME CERTAIN. Second by Murphy. Passed by the following vote: Mitchell- yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmas-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:

04/11/83 P.M.

04/12/83 A.M. and P.M.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D659-689).

MOTION BY MARTINEZ TO APPROVE. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmas-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-50: (O-83-167) ADOPTED AS ORDINANCE O-15971 (New Series)

Ordinance amending Chapter III, Article 3, Division 1 of the San Diego Municipal Code by amending Section 33.0104, relating to cost of investigation and fees of police regulated businesses.

(Introduced on 5/2/83. Council voted 8-0. Mayor -vacant.)

FILE LOCATION:

MEET

25

COUNCIL ACTION: (Tape location: A085-090).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-51: (O-83-210) ADOPTED AS ORDINANCE O-15972 (New Series)

Amending Section 1 of Ordinance O-15433 (New Series) adopted February 25, 1981, incorporating a portion of Section 27, Township 14 South, Range 2 West, S.B.B.M. into R-1-6 Zone; extension of time to February 25, 1986.

(Case-82-0240/EOT1. Scripps-Miramar Ranch Community Area. District-5.)

(Introduced on 5/2/83. Council voted 8-0. Mayor -vacant.)

FILE LOCATION:

ZONE 5/16/83

COUNCIL ACTION: (Tape location: A085-090).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-52: (O-83-219) INTRODUCED, TO BE ADOPTED MAY 31, 1983

Introduction of an Ordinance amending Chapter II, Article 7, Division 21 of the San Diego Municipal Code by amending Sections 27.2110 and 27.2111 relating to obtaining and filing nominating petitions in municipal elections.

CITY CLERK REPORT:

Beginning in June 1984, the primary elections for Mayor and City Attorney will be consolidated with the statewide primary elections. Elections Code Section 6490 specifies that the County Clerk

(Registrar of Voters) shall not accept nomination documents after 5:00 p.m. on the 88th day prior to the direct primary. Municipal Code Sections 27.2110 and 27.2111 pertaining to the obtaining, circulating and filing of nominating petitions of candidates in municipal primary elections specify event schedules that are incompatible with Elections Code Section 6490.

It is recommended that these Municipal Code Sections be amended to provide for accommodation with the Election Code as follows for municipal primary elections that are consolidated with statewide primary elections held in the even-numbered years: 1.

Provide that candidates may obtain nominating petitions from the Clerk thirty days prior to the date after which the Registrar shall not accept nomination documents. 2.

Provide that nomination petitions be filed in the Office of the City Clerk no later than the day just prior to the date after which the Registrar shall not accept nomination documents.

These changes would result in a circulation period which is one day longer than our current code provides for Council candidates (candidates for Mayor and City Attorney must gather at least 300 qualified signatures whereas Council candidates obtain at least 200 qualified signatures). Providing for a filing deadline that is one day earlier than the date after which the Registrar shall not accept nomination documents is considered to be a necessary requirement to afford the Clerk time to complete nomination recordkeeping and make copies of documents that would be forwarded to the Registrar for processing.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A091-096).

CONSENT MOTION BY MARTINEZ TO INTRODUCE. Second by McColl.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-53: (O-83-214) INTRODUCED, TO BE ADOPTED MAY 31, 1983

Amending Chapter X, Article 1, Division 9, of the San Diego Municipal Code by amending Section 101.0900, relating to planned residential developments.

(Introduced on 5/16/83. Council voted 7-0. District-5 not present. Mayor - vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A091-096).

CONSENT MOTION BY MARTINEZ TO INTRODUCE. Second by McColl.

Passed by the following vote: Mitchell-yea, Cleator-yea,

McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-54: (O-83-215) INTRODUCED, TO BE ADOPTED MAY 31, 1983

Introduction of an Ordinance amending Section 1 of Ordinance O-15453 (New Series), adopted March 25, 1981, incorporating a portion of Section 6, Township 14 South, Range 2 West, S.B.B.M., and amending Section 1 of Ordinance O-15569 (New Series), adopted September 17, 1981, incorporating the westerly 250 feet of the northerly 400 feet of the Southeast 1/4 of the Southwest 1/4 of Section 6, Township 14 South, Range 2 West, S.B.B.M. into R-1-5 Zone; extension of time to March 25, 1987.

(Case-83-0136/EOT1. See Planning Department Report PDR-83-137. Penasquitos East Community Plan. District-1.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A085-090).

CONSENT MOTION BY MARTINEZ TO INTRODUCE. Second by McColl.

Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-100: (R-83-1770) ADOPTED AS RESOLUTION R-258449

Declaring the results of the canvass of returns of the Special Municipal Election held in the City of San Diego on Tuesday, May 3, 1983, for the purpose of electing a Mayor to fill the unexpired term of Pete Wilson.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-101:

19830516

Three actions relative to awarding contracts:

Subitem-A: (R-83-1627) ADOPTED AS RESOLUTION R-258450

California Carpets for the purchase and installation of carpet on the 6th and 8th floors of the City Administration Building, Schedule III, for a total cost of \$39,570.28, including tax. BID-4930A

Subitem-B: (R-83-1637) ADOPTED AS RESOLUTION R-258451

Ram Enterprises, Inc. for furnishing labor and materials to correct the vibration problem in Main Sewage Pump No. 8 at Pump Station No. 2, for an actual total cost of \$23,990.21, including tax and terms. BID-4999Q

Subitem-C: (R-83-1629) ADOPTED AS RESOLUTION R-258452

Dohrmann Div. of Xertex Corp. for the purchase of one total organic carbon analyzer with automatic sampler, for an actual cost of \$17,781.50, including tax and terms. BID-4966

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-102: (R-83-1737) RETURNED TO CITY MANAGER

Inviting bids for the construction of Aero Drive Drain, on Work Order No. 118085; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed \$254,000 from Capital Outlay Fund 30245, CIP-11-204, Aero Drive Drain for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5074 (Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT:

This project, a 48-inch R.C.P. storm drain system, will extend and supplement the existing storm drain under Aero Drive between the southeast corner of the City's Montgomery Landfill to the bottom of a natural canyon, 1,050 feet southerly. The project will also replace an existing deep storm drain under Aero Drive to provide a gravity drainage system for Aero Drive and the Montgomery Landfill site. Presently, all runoff water from the landfill site must be pumped onto Aero Drive because the existing deep storm drain system is blocked and cannot be cleaned.

FILE LOCATION:

W.O. 118085

COUNCIL ACTION: (Tape location: A080-084).

MOTION BY MARTINEZ TO RETURN TO THE CITY MANAGER AT CITY MANAGER

BLAIR'S REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy- yea, Martinez-yea, Mayor-vacant.

* ITEM-103: (R-83-1736) ADOPTED AS RESOLUTION R-258453

Inviting bids for the construction of traffic signal and street lighting systems at Adams Avenue and Ohio Street and Adams Avenue and Cherokee Avenue, on Work Order No. 118247; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer within Capital Outlay Fund 30245, \$33,000 from CIP-61- 001, Signal Installations to Accommodate Sudden Changes in Traffic Patterns/Volumes, to CIP-62-228, Adams Avenue and Ohio Street; authorizing the expenditure of not to exceed \$109,000 from Capital Outlay Fund 30245,

CIP-62-

228, Adams Avenue and Ohio Street for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5075

(Park Northeast Community Area. District-3.)

CITY MANAGER REPORT:

This project will provide for the installation of traffic signal and street lighting systems at Adams Avenue and Ohio Street, and Adams Avenue and Cherokee Avenue. The intersection of Adams Avenue and Ohio Street is presently controlled by a stop-sign on Ohio Street. At times, traffic volumes on Adams Avenue are so heavy that it is virtually impossible for traffic on Ohio Street to turn onto Adams Avenue. Vehicular backups occur and sometimes are so long that they back up onto the nearby freeway off-ramp from I-805. The proposed traffic signal will improve capacity and alleviate this backup problem by assigning vehicular right-of-way to vehicles and pedestrians entering the intersection. This signal will be interconnected with the existing signal at Adams Avenue and 30th Street and an emergency vehicle preemption feature will be provided for fire and ambulance equipment.

The intersection of Adams Avenue and Cherokee Avenue warrants signals based on current pedestrian and vehicular volumes. This signal will be interconnected with the existing signal at Adams

Avenue and 35th Street, and an emergency vehicle preemption feature will be provided for fire and ambulance equipment.

FILE LOCATION:

W.O. 118247

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-104: (R-83-1738) ADOPTED AS RESOLUTION R-258454

Inviting bids for reroofing of the Central Library, on Work Order No. 117815; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed \$60,000 from General Fund 100, Dept. 535, Org. 205 for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5073

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

The roofing on the Central Library, installed in 1954, is deteriorating and leaking. The normal life expectancy of a roof of this type is 20 years. It no longer adequately protects the building. The leaks are causing damage to paint and plaster inside the building. The reroofing will help preserve and protect the Capital Investment in this major structure.

FILE LOCATION:

W.O. 117815

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-105: (R-83-1734) ADOPTED AS RESOLUTION R-258455

Inviting bids for the construction of traffic signal and street lighting systems at Federal Boulevard and Mallard Street/Oriole Street, on Work Order No. 118250; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed

\$70,000 from Capital Outlay Fund 30245, CIP-62-231, Federal Boulevard and Mallard Street for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5076

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT:

This project will provide for the installation of traffic signal and street lighting systems at Federal Boulevard and Mallard

Street/

Oriole Street. This intersection is in an area of numerous small businesses and is second in meeting requirements for installation of a traffic signal. Federal Boulevard also provides direct access to and from State Route 94. A traffic signal will improve capacity and safety for vehicular and pedestrian traffic. An emergency vehicle preemption feature will be provided for fire and ambulance equipment.

FILE LOCATION:

W.O. 118250

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

*** ITEM-106: (R-83-1745) ADOPTED AS RESOLUTION R-258456**

Approving the final subdivision map of Adobe Falls Estates, a one-lot subdivision located northeasterly of I-8 and Waring Road.

(Navajo Community Area. District-7.)

FILE LOCATION:

SUBD Adobe Falls Estates

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

*** ITEM-107:**

19830516

Two actions relative to the final subdivision map of Alsacia Estates, a nine-lot subdivision located westerly of Alsacia Street and Briarwood Road:
(South Bay Terraces Community Area. District-4.)

Subitem-A: (R-83-403) ADOPTED AS RESOLUTION R-258457

Authorizing the execution of an agreement with Alsacia Estates for the installation and completion of improvements.

Subitem-B: (R-83-402) ADOPTED AS RESOLUTION R-258458

Approving the final map.

FILE LOCATION: SUBD Alsacia Estates

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-108: (R-83-1724) ADOPTED AS RESOLUTION R-258459

Granting an extension of time to January 1, 1985 to Oscar Padilla and Margarete K. Padilla, subdividers, to complete the improvements required in Willow Street Property Unit No. 1.
(Located southeasterly of San Ysidro Boulevard and Willow Road. San Ysidro Community Area. District-8.)

FILE LOCATION:

SUBD Willow Street Property Unit No. 1

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-109: (R-83-859) ADOPTED AS RESOLUTION R-258460

19830516

Rescinding Resolution R-254924, which approved the final subdivision map of Vista De Oropel Subdivision, Tentative Map TM-01-015; terminating the subdivision improvement agreement and releasing Surety Bond No. 1SM 560 613 in the amount of \$181,131.

(Located easterly of Cervantes Avenue and 61st Street.
Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT:

The subdivision map of Vista De Oropel was approved by Council on August 8, 1981. The map was rejected by the County Recorder due to unpaid taxes, assessments or bonds and was returned to the City Clerk. Because of the financial difficulties that precluded the recordation of the map, staff recommended to Council on December 13, 1982 that they rescind their approval of the map. The item was returned to the City Manager on the assurance of the owner that the problems would be resolved, and the map recorded within 30 days. It has now been more than four months, and the same problems are unresolved. In accordance with Section 6646 of the State Map Act, it is recommended that Council rescind the approval of the subdivision, terminate the subdivision improvement agreement and release Surety Bond No. 1SM-560-613 in the amount of \$181,131. Staff has contacted the owner and informed him that the map is being recommended for rescission.

FILE LOCATION: SUBD Vista De Oropel Subdivision

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

*** ITEM-110: (R-83-1707) ADOPTED AS RESOLUTION R-258461**

Authorizing the expenditure of \$71,690 from Fund 30245 for traffic control equipment to be used at various locations to replace obsolete traffic signal controllers.

(Various Community Areas. Citywide Council Districts.)

CITY MANAGER REPORT:

For the past several years the City has purchased the bulk of its traffic controllers through an annual contract. Some of these controllers are installed at locations scheduled for construction contracts in the CIP, and others are used to replace obsolete and maintenance prone equipment at existing locations.

It is proposed to purchase replacement controllers and auxiliary controller equipment through the annual contract for the following signalized locations:

1. Gramercy Drive and Mission Village Drive
2. 30th Street and El Cajon Boulevard
3. 28th Street and Harbor Drive
4. 32nd Street and Harbor Drive
5. Mira Mesa Boulevard and Westons Hill Drive

6. Mission Gorge Road and Mission Gorge Place
7. Mission Village Drive and Shawn Avenue
8. Navajo Road and Cowles Mountain Boulevard
9. Navajo Road and Golfcrest Drive
10. 32nd Street and Wabash Boulevard

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-111: (R-83-1706) ADOPTED AS RESOLUTION R-258462

Authorizing the execution of amendments to agreements with Associated Professional Engineering Corporation (APEC), Charles W. Christensen and Associates and Klagge-Stevens and Associates for consultant services from May 31, 1983 to June 30, 1983.

CITY MANAGER REPORT:

On June 1, 1982, Council authorized agreements with the subject consultants to provide necessary outside expertise for checking of subdivision and parcel map submittals for the City Engineer in order to shorten checking time. The concept was recommended by the Council's Ad Hoc Task Force on Housing Development Processing in its report of March 1981. The current consultant contracts expire on May 31. The amended agreements provide 30-day extensions to the original agreements in order to align the contract expiration dates with the end of the fiscal year. The selection of new consultant contractors for the next fiscal year is currently in process in accordance with Council Policy 300-7. The new contracts, which will be docketed for council action in June, will become effective July 1, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-150: (O-83-223) HEARING HELD

Matter of an Ordinance amending Ordinance O-15780 (New Series), as amended, entitled "An Ordinance adopting the annual budget for the Fiscal Year 1982-1983 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year" by amending Document No. 00-15780-1, as amended and adopted therein, by amending Section 2, Subsection 4 to add under Fund 18011, a new line item entitled "Local Match" - Urban Development Action Grant" in the sum of \$1,200,000; directing the total Fiscal Year 1983 Revenue Sharing budget be increased to reflect the \$1,200,000 increase in Fund 18011.

(See City Manager Report CMR-83-156.)

COMMITTEE ACTION: Reviewed by RULES on 5/2/83. Recommendation to introduce the Ordinance. Districts 2, 5 and 7 voted yea. District 6 not present.

Mayor - vacant.

CITY MANAGER REPORT:

On April 19, 1983, the City Council directed the City Manager to initiate the necessary actions to appropriate and encumber \$1,200,000 in General Revenue Sharing Funds to be committed as the local match for an Urban Development Action Grant (UDAG) application for renovation of the U.S. Grant Hotel. The introduction of this ordinance will appropriate \$1,200,000 in General Revenue Sharing Funds for this purpose. Actual expenditure of funds is contingent upon successful grant award and subsequent approval of grant terms by the City Council.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A276-319 and D659-689).

ITEM-151: (R-83-1667) ADOPTED AS RESOLUTION R-258463

Authorizing the City Manager to submit a recertification of the City's existing Urban Development Action Grant (UDAG) Pocket-of-Poverty, using 1980 census data, to the U.S. Department of Housing and Urban Development, under the 1979 amendments to Section 119 of the Housing and Urban Development Act of 1974.

(See City Manager Report CMR-83-149.)

COMMITTEE ACTION: Reviewed by RULES on 5/2/83. Recommendation to adopt the Resolution. Districts 2, 5 and 7 voted yea. District 6 not present. Mayor - vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D659-689).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-vacant.

ITEM-152: (R-83-1752) UNFINISHED BUSINESS, TO BE TAKEN MAY 17, 1983

Declaring that the City Council reaffirms its "no position" stance regarding Senate Bill 48 relating to new Rules 15 and 16 of the Public Utilities Commission that require all off-site reinforcement of existing utilities to be paid by the applicant, rather than by San Diego Gas and Electric, as is the current practice.

(See Memorandum of April 26, 1983 from Gerald M. Trimble.)

COMMITTEE ACTION: Reviewed by RULES on 5/2/83. Recommendation to adopt the Resolution. Districts 2, 5 and 7 voted yea. District 6 not present. Mayor - vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-084).

ITEM-153:

Two actions relative to taxicab regulations:

(See City Manager Report CMR-83-145 and TLU Committee Consultant Analysis TLU-83-8.)

Subitem-A: (O-83-225) INTRODUCED, TO BE ADOPTED MAY 31, 1983

Introduction of an Ordinance amending Chapter VII, Article 5, Division 1, of the San Diego Municipal Code by amending Section 75.0117 relating to taxicab regulations.

Subitem-B: (R-83-1726) ADOPTED AS RESOLUTION R-258464

Concurring in the findings and conclusions of the Transportation and Land Use Committee and establishing a moratorium on the issuance of taxicab permits, beyond those on the waiting list as of 5:30 p.m., April 25, 1983, for a period of one year; requesting the County Board of Supervisors to develop and implement a taxicab driver qualifications examination and provide for an in-lieu taxi driver certification program for taxicab companies with four or more drivers; directing the City Manager to cause the City's necessary participation in development of the above program; concurring with the City Manager in setting paratransit regulatory fees to recover full costs.

COMMITTEE ACTION: Initiated by TLU on 4/25/83. Recommendation to introduce the Ordinance and adopt the Resolution. Districts 3, 4, 5 and 8 voted yea. District 2 not present.

COMMITTEE REPORT:

On April 25, 1983 the Transportation and Land Use Committee heard the report on "The Effects of Taxi Regulatory Revisions in San Diego," heard public testimony, and recommended a number of actions to the full City Council, including: 1) Impose up to one year moratorium on the issuance of taxi permits, beyond those on the waiting list as of 5:30 p.m., April 25, 1983. During this time the City Manager will examine the advisability of multiple permit issuance, develop an information packet for taxi permit applicants, and work with the taxi industry to reduce the number of unsatisfactory drivers. 2) Recommend to the County Board of Supervisors implementation of a qualifying exam for taxi drivers and an in-lieu driver certification program for companies with four or more drivers. 3) Amend the Paratransit Code to require drivers to offer a fare receipt rather than give the receipt upon request. 4) Set the Paratransit Regulatory fee to recover full costs. The Committee also recommended reinstituting a maximum rate of fare City-wide which will appear as a separate "Noticed Hearing".

FILE LOCATION:

Subitem B MEET

COUNCIL ACTION: (Tape location: A320-D647).

Motion by Mitchell to established a Taxicab Commission. No second.

Motion by Jones to grant the existing 16 permits and one transfer. Second by Martinez. Passed. Yeas: 1,2,3,4,6,7,8. Not present: 5. Vacant: M.

MOTION BY MARTINEZ TO INTRODUCE SUBITEM A, ADOPT SUBITEM B, FILE

ITEM S402, AND DIRECT THE TRANSPORTATION AND LAND USE COMMITTEE TO

REVIEW PILOT PROGRAM SUBMITTED BY THE SAN DIEGO TRANSIT CORPORATION.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-154: (R-83-1742) CONTINUED TO JUNE 13, 1983

Authorizing the City Manager to negotiate with the Association for Retarded Citizens, San Diego, a three year option to lease an area of up to 3.28 acres of City-owned Site 119 located on Gaines Street, at a lease rental rate based upon the property's fair market value.

(Linda Vista Community Area. District-6. See City Manager Report CMR-83- 166 and PFR Committee Consultant Analysis PFR-83-5.)

COMMITTEE ACTION: Reviewed by PFR on 5/4/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yeas. District 1 voted nay.

FILE LOCATION:

LEAS Association for Retarded Citizens

COUNCIL ACTION: (Tape location: A051-079).

MOTION BY JONES TO CONTINUE TO JUNE 13, 1983, AT THE REQUEST OF THE COUNTY OF SAN DIEGO. Second by Murphy. Passed by the following vote: Mitchell-yeas, Cleator-yeas, McColl-yeas, Jones-yeas, Struiksma-not present, Gotch-yeas, Murphy- yeas, Martinez-yeas, Mayor-vacant.

ITEM-200: (R-83-1735) ADOPTED AS RESOLUTION R-258465

Inviting bids for the Carmel Valley Trunk Sewer reconstruction on Work Order No. 147173; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer within Sewer Revenue Fund 41506, Capital Improvements Program 70492, \$134,465 from CIP-43-118, Ocean Beach Trunk Sewer, to CIP-44-001, Sewer Main Replacements; authorizing the expenditure of funds not to exceed \$917,000 from Sewer Revenue Fund 41506 for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5067

(Los Penasquitos Community Area. District-1.)

CITY MANAGER REPORT:

This project consists of the installation of approximately 1,047 feet of 39-inch sewer mains and 128 feet of 8-inch sewer mains in Carmel Valley Road. The purpose of this project is to replace a section of collapsing sewer main located in City streets to reduce maintenance problems and a possible traffic hazard.

FILE LOCATION:

W.O. 147173

COUNCIL ACTION: (Tape location: D659-689).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yeas, Cleator-yeas, McColl-yeas, Jones-not present, Struiksma-not present, Gotch-yeas, Murphy-yeas, Martinez-yeas, Mayor-vacant.

ITEM-201: (R-83-1638) CONTINUED TO MAY 17, 1983

Vacating Pickwick Street adjacent to Lots 1-10, Block 2, and

Lots 30-48, Block 1, all of Broderick and West Addition, Map-1117, and Lot 1 of Davey Subdivision, Map-6135; "E" Street adjacent to Lot 1, Davey Subdivision, Map- 6135, and Lots 33-37, Block 2, of Broderick and West Subdivision, Map-1117; and 34th Street between State Highway 94 and the south line extended of Pickwick Street, all within or adjacent to the proposed The Dells No. 4 Subdivision (TM- 82-0346) and Parcel Map (TM-01-221) boundaries, under the procedure for the summary vacation of streets where a portion of a street or highway lies within the property under one ownership and does not continue through such ownership or end touching property of another; reserving and excepting the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using, and operating public utilities of any kind or nature; declaring that the City reserves and excepts from vacation and abandonment, easements and rights pursuant to any existing franchise or renewals thereof; the easement reserved herein is in, under, over, upon, along, and across Pickwick Street adjacent to Lots 1-4, Block 2, of Broderick and West Addition, Map-1117; this resolution shall not become effective unless and until the final subdivision map for The Dells No. 4 Subdivision has been approved by Council action; this resolution shall not become effective unless and until a parcel map (TM-01-221) consolidating Lots 1-8, Block 2, of Broderick and West Addition, Map-1117, has been recorded; in the event either or both of the above conditions cannot be met by June 2, 1984, this resolution shall become void and be of no further effect; that the City Engineer shall advise the City Clerk of the approval of the aforementioned subdivision map.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT:

The subject streets were dedicated by subdivision and other Council actions prior to 1968. The Southeast Economic Development Corporation has initiated the vacation action, as abutting property owner, to facilitate the resubdivision and development of their property, The Dells Unit No. 4. The subject rights-of-way to be vacated are unimproved except for the westerly 250 feet of the Pickwick Street closure, which is improved with curb, paving, and sidewalk on the south side. The closures contain sewer, water, drain, telephone, and gas and electric facilities. Easements have been either reserved from the closings or granted on the subdivision map to service and maintain these facilities. Street improvements to be constructed adjacent to the proposed subdivision boundary will provide for access to the subdivision and for area traffic circulation. These improvements will be bonded for and constructed

with the proposed subdivision. Staff has concluded that the rights-of-way to be vacated are no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Dells No. 4 Subdivision (TM-82-0346) and Parcel Map (TM-01-221) being approved and recorded. This action was processed in accordance with the provisions of Council Policy 600-15.

NOTE: AT THE SUGGESTION OF THE COUNCIL, THE VOTE ON THIS ITEM IS TO BE TAKEN MAY 17, 1983, AND MR. PASQUEL OLIVERI INFORMED OF COUNCIL ACTION.

FILE LOCATION:

DEED F-1880, STRT J-2475

COUNCIL ACTION: (Tape location: E268-320).

ITEM-202: (R-83-1717) ADOPTED AS RESOLUTION R-258466

Resolution of intention setting a public hearing on the intention to acquire open space land, owned by Maple Towers, Ltd. in Maple Canyon, for the San Diego Open Space Park Facilities District No. 1.

(See City Manager Report CMR-82-188. Uptown Community Plan. District-8.)

CITY MANAGER REPORT:

Maple Canyon, one of the few remaining undeveloped uptown canyons, is a northeast-southwest bearing canyon located between Curlew Street and Fourth Avenue to the west and east, and Maple Street and Redwood Street to the south and north. This canyon lies within the Uptown Canyon Open Space System which is the eighth priority on the Open Space Retention List adopted by the City Council on January 8, 1979.

There are currently 18 acres in City ownership which were dedicated as Maple Canyon Open Space Park on July 29, 1982 by Ordinance O-15768. An additional four lots were recently approved for purchase in a separate action. City Manager Report CMR-82-188, dated May 12, 1982, recommended three additional acres for purchase in Maple Canyon as part of the reprogramming of approximately \$7,771,939 in funds remaining from the second bond issuance. Council subsequently approved an acquisition plan which included these parcels, along with funds to have them appraised for purposes of acquisition for open space.

FILE LOCATION:

STRT OS-1

COUNCIL ACTION: (Tape location: D659-689).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not

present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (R-83-1711) ADOPTED AS RESOLUTION R-258467

Authorizing the execution of an agreement with the Chicano Federation and Martinez/Wong and Associates for preparation of a feasibility study and possible resulting Master Plan for the Barrio Educational Cultural Activity (BECA) Project.

(Barrio Logan/Harbor 101 Community Area. District-8.)

CITY MANAGER REPORT:

In 1981, the City Council authorized the City Manager to negotiate with the Community College and School Districts for an agreement to employ a consultant to conduct a feasibility study and provide a possible Master Plan for the proposed BECA Project. The project originated from the Barrio Logan/Harbor 101 Community Plan as an educational/cultural complex to include a reconstructed elementary school (Lowell School), a community college job training facility and community meeting and recreation center. In 1982, the City Council approved the resulting agreement with the School and Community College District and authorized the City Manager to advertise a Request for Proposals (RFP). Five firms responded and were evaluated by representatives of the City, the School District and Community College District. City staff included representatives from the Planning and Park and Recreation Departments. The Chicano Federation/Martinez Wong & Associates joint venture was selected on the basis of their combined, extensive experience in architecture, planning and the community.

The agreement allocates \$38,025 in two segments for a preliminary feasibility study and possible resulting Master Plan. This agreement has been reviewed and approved by School and Community College District staff. Since the City is designated as the lead agency, only City Council authority is required to execute the agreement. A total budget of \$48,000 is available for the project, with \$18,000 contributed by the City, and \$15,000 contributed by the School and Community College Districts respectively.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D659-689).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-204:

Four actions relative to schedule of compensation and employee agreements for Fiscal Year 1983-84:

Subitem-A: (O-83-221) INTRODUCED, TO BE ADOPTED MAY 31, 1983

Introduction of an Ordinance establishing a schedule of compensation for officers and employees of the City of San Diego for the Fiscal Year 1983-84.

Subitem-B: (R-83-1679) ADOPTED AS RESOLUTION R-258468

Endorsing and approving the memorandum of understanding agreed to by the management team and employee organizations.

Subitem-C: (R-83-1680) ADOPTED AS RESOLUTION R-258469

Approving the classifications of personnel in the classified service of the City of San Diego eligible for premium or regular rate overtime.

Subitem-D: (R-83-1681) ADOPTED AS RESOLUTION R-258470

Amending the employee representation units.

FILE LOCATION:

Subitems B,C,D MEET

COUNCIL ACTION: (Tape location: D690-E267).

MOTION BY MARTINEZ TO INTRODUCE SUBMITEM A, AND ADOPT SUBITEMS B,

C, AND D. Second by McColl. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmas-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-S400: (R-83-1760) ADOPTED AS RESOLUTION R-258471

Confirming the appointment by the Deputy Mayor of Paul D. Peterson to serve as a member on the San Diego County Water Authority Board for a term ending October 27, 1988.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmas-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-S401: (R-83-1759) ADOPTED AS RESOLUTION R-258448

Authorizing the City Manager to submit, as a sponsoring local governmental agency, the grant proposal of the San Diego County Safety Council for a Seat Belt/Child Passenger Safety Project; authorizing the City Manager upon approval of the Grant Agreement, to serve as a fiscal agent for the administration of grant funds in accordance with the Grant Agreement for a fee not to exceed five percent of the total amount of funds administered; directing the City Manager upon approval of the Grant Agreement to prepare appropriate subgrant agreements with the San Diego County Safety Council and return them to this Council for approval.

CITY MANAGER REPORT:

The San Diego County Safety Council is a non- profit, non-political, non-governmental organization devoted to safety and health in the fields of traffic, home public and occupational activities. It is funded through voluntary support from the business community, and income earned from the sale of safety and health related materials, and the presentation of safety and health classes, seminars and workshops. The Safety Council has prepared a grant application to the State of California's Business, Transportation and Housing Agency for an amount not to exceed \$300,000. If approved, the funds would be used to develop and implement a community Safety Belt Project in the City of San Diego. Because these are Federal funds and the Federal Government only allows other governmental agencies to apply, the City of San Diego is sponsoring the Safety Council. The Manager will serve as fiscal agent for the administration of grant funds. The Safety Council will be responsible for the development and implementation of the project. Upon approval of the grant, we will be back to Council with an agreement between the City and the Safety Council.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A097-102).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S402: (O-83-238) FILE

Introduction of an Ordinance amending Chapter VII, Article 5, Division 1, of the San Diego Municipal Code by amending Section 75.0105 relating to taxicab regulations regarding

transfers of permits.

(See City Manager Report CMR-83-170 and TLU Committee Consultant Analysis TLU-83-10.)

COMMITTEE ACTION: Initiated by TLU on 5/9/83. Recommendation to introduce the Ordinance. Districts 2, 3, 4, 5 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A320-D647).

MOTION BY MARTINEZ TO FILE. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ADJOURNMENT:

By common consent the meeting was adjourned by Deputy Mayor Cleator at 6:31 p.m.

FILE LOCATION:

MINUTES

ITEM-UC-1: (R-83-1865) ADOPTED AS RESOLUTION R-258472

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Ed Struiksma from the regular meeting of the City Council on May 16, 1983, for the purpose of conducting City business.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E321-330).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.